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6 DICK/MORGANTI, DICK CORPORATION,

and THE MORGANTI GROUP

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9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA—SAN FRANCISCO DIVISION

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12 UNITED STATES OF AMERICA for the Use and
Benefit of WEBCOR CONSTRUCTION, INC. dba

13 WEBCOR BUILDERS, and WEBCOR
CONSTRUCTION, INC. dba WEBCOR

14 BUILDERS,

15 Plaintiffs,

16 vs.

17 DICK/MORGANTI, a joint venture, DICK
CORPORATION, THE MORGANTI GROUP,
18 AMERICAN CASUALTY COMPANY OF
READING, PA, NATIONAL UNION FIRE
INSURANCE COMPANY OF PITTSBURGH, PA,
19 and DOES 1 through 10, inclusive,

20 Defendants.

21 AND RELATED COUNTER-CLAIMS AND
22 THIRD PARTY CLAIMS.

Case No.: 3:07-CV-02564-CRB

**STIPULATION AND ~~PROPOSED~~
ORDER FURTHER EXTENDING
TIME TO FILE ANSWER AND
COUNTERCLAIM**

Before: Hon. Charles R. Breyer

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24 Pursuant to Local Civil Rule 6-2, Defendants, Counter-Claimants, and Third Party
25 Complainants DICK/MORGANTI, DICK CORPORATION, and THE MORGANTI GROUP
26 (together, “D/M”) and Plaintiff WEBCOR CONSTRUCTION, INC. dba WEBCOR BUILDERS
27 (“Webcor”) hereby stipulate and agree that the deadline for D/M to file an answer to Webcor’s
28 complaint, as well as the time for D/M to file a counterclaim, if any, be further extended by one

1 month from **October 19, 2009**, to **November 19, 2009**. The parties and their representatives
2 continue to meet and discuss various issues, including how Webcor's claims will be addressed at
3 the upcoming mediations with the Project owner. In the meantime, the parties prefer to avoid
4 spending time on litigation activities and filings in the case, and therefore stipulate to this further
5 extension of time.

6 The time for D/M to file an answer to Webcor's complaint and the time for D/M to file a
7 counterclaim has been extended several times before. Additionally, there have been other time
8 extensions in this case, including time extensions in connection with case management
9 conferences.

10 A declaration in support of this stipulated request is attached.

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12 Dated: October 16, 2009

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15 By: 

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DICK/MORGANTI, DICK CORPORATION,
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20 Dated: October 16, 2009

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23 By: 

24 Kenneth G. Jones
Michael P. Connolly
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25 WEBCOR CONSTRUCTION, INC. dba
26 WEBCOR BUILDERS
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ORDER

The deadline for Defendants, Counter-Claimants, and Third Party Complainants DICK/MORGANTI, DICK CORPORATION, and THE MORGANTI GROUP (together, "D/M") to file an answer to the complaint of Plaintiff WEBCOR CONSTRUCTION, INC. dba WEBCOR BUILDERS ("Webcor"), as well as the time for D/M to file a counterclaim, if any, is further extended by one month from October 19, 2009, to **November 19, 2009**.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: October 19, 2009

